

IC 21-17

**ARTICLE 17. POSTSECONDARY PROPRIETARY
EDUCATIONAL INSTITUTIONS AND OTHER
PRIVATE EDUCATIONAL INSTITUTIONS**

IC 21-17-1

Chapter 1. General Provisions; Definitions

IC 21-17-1-1

Definitions

Sec. 1. The definitions in this chapter apply throughout this article.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-2

"Accreditation"

Sec. 2. "Accreditation" means certification of a status of approval or authorization by the commission to conduct business as a postsecondary proprietary educational institution.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-3

"Agent"

Sec. 3. "Agent" means a person who:

(1) enrolls or seeks to enroll a resident of Indiana through:

- (A) personal contact;
- (B) telephone;
- (C) advertisement;
- (D) letter; or
- (E) publications;

in a course offered by a postsecondary proprietary educational institution; or

(2) otherwise holds the person out to the residents of Indiana as representing a postsecondary proprietary educational institution.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-4

"Agent's permit"

Sec. 4. "Agent's permit" means a nontransferable written authorization issued to a person by the commission to solicit a resident of Indiana to enroll in a course offered or maintained by a postsecondary proprietary educational institution.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-5

"Application"

Sec. 5. "Application" means a written request for accreditation or an agent's permit on forms supplied by the commission.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-6**"Commission"**

Sec. 6. "Commission" means the Indiana commission on proprietary education.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-7**"Course"**

Sec. 7. "Course" means a plan or program of instruction or training, whether conducted in person, by mail, or by any other method.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-8**"Fund"**

Sec. 8. "Fund" refers to the career college student assurance fund established by IC 21-17-3-8.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-9**"Municipality"**

Sec. 9. "Municipality" means a city or town that, under the authority in IC 36-7 and through its redevelopment commission, may undertake and carry out redevelopment or urban renewal projects.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-10**"Nonprofit college or university"**

Sec. 10. "Nonprofit college or university", for purposes of sections 14 and 17 of this chapter and IC 21-17-6, refers to a postsecondary educational institution described in IC 21-17-6-1.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-11**"Person"**

Sec. 11. "Person" means an individual, a partnership, a limited liability company, an association, a corporation, a joint venture, a trust, a receiver, or a trustee in bankruptcy.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-12**"Police officer"**

Sec. 12. "Police officer" refers to a police officer who:

(1) is appointed under IC 21-17-5; and

(2) is not employed by a state educational institution.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-13**"Postsecondary proprietary educational institution"**

Sec. 13. "Postsecondary proprietary educational institution"

means a person doing business in Indiana by offering to the public for a tuition, fee, or charge, instructional or educational services or training in a technical, professional, mechanical, business, or industrial occupation, either in the recipient's home, at a designated location, or by mail. The term does not include the following:

- (1) A state educational institution or another educational institution established by law and financed in whole or part by public funds.
- (2) A postsecondary proprietary educational institution approved or regulated by any other state regulatory board, agency, or commission other than the Indiana commission on proprietary education.
- (3) An elementary or secondary school attended by students in kindergarten or grades 1 through 12, supported in whole or in part by private tuition payments.
- (4) Any educational institution or educational training that:
 - (A) is maintained or given by an employer or a group of employers, without charge, for employees or for individuals the employer anticipates employing;
 - (B) is maintained or given by a labor organization, without charge, for its members or apprentices;
 - (C) offers exclusively instruction that is clearly self-improvement, motivational, or avocational in intent (including instruction in dance, music, self-defense, and private tutoring); or
 - (D) is a Montessori or nursery school.
- (5) A privately endowed two (2) or four (4) year degree granting institution, regionally accredited, whose principal campus is located in Indiana.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-14

"Private redevelopment corporation"

Sec. 14. "Private redevelopment corporation" means:

- (1) a corporation that is wholly owned or controlled by one (1) or more nonprofit colleges or universities; or
- (2) a corporation that operates on behalf of a nonprofit college or university on a nonprofit basis.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-15

"Private technical, vocational, correspondence, and trade school"

Sec. 15. "Private technical, vocational, correspondence, and trade school" means an institution or agency offering course or courses of instruction for a fee or fees and that is not primarily supported by public tax funds. The term does not include the following:

- (1) A college or university offering a course of study leading to a bachelor's degree.
- (2) A nonpublic preschool, elementary, or secondary school that is approved by the department of education.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-16

"Project area"

Sec. 16. "Project area" means:

- (1) a slum area; or
- (2) an area needing redevelopment (as defined in IC 36-7-1-3).

As added by P.L.2-2007, SEC.258.

IC 21-17-1-17

"Qualified entity"

Sec. 17. "Qualified entity" means either of the following:

- (1) A nonprofit college or university.
- (2) A private redevelopment corporation.

As added by P.L.2-2007, SEC.258.

IC 21-17-1-18

"Redevelopment plan"

Sec. 18. "Redevelopment plan" means a plan proposed by a qualified entity for the redevelopment and renewal of a project area for educational uses.

As added by P.L.2-2007, SEC.258.